

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

BYTEMARK, INC.,

Plaintiff,

vs.

MASABI LTD.,

Defendant.

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Civil Action No. 2:16-cv-00543-JRG/RSP

JURY TRIAL DEMANDED

DEFENDANT MASABI LTD'S WITNESS LIST

Defendant Masabi, Ltd. identifies the following witness for trial:

Witness	Contact Information	Will Call	May Call
Brian Zanghi – CEO	c/o Fishman Stewart PLLC 39533 Woodward Ave., Suite 140 Bloomfield Hills, MI 48304	X	
Matt Jones – CFO	c/o Fishman Stewart PLLC 39533 Woodward Ave., Suite 140 Bloomfield Hills, MI 48304	X	
Ben Whitaker – Head of Innovation	c/o Fishman Stewart PLLC 39533 Woodward Ave., Suite 140 Bloomfield Hills, MI 48304	X	
Tom Godber – Technology Developer	c/o Fishman Stewart PLLC 39533 Woodward Ave., Suite 140 Bloomfield Hills, MI 48304	X	
Wayne Lee	c/o Fishman Stewart PLLC 39533 Woodward Ave., Suite 140 Bloomfield Hills, MI 48304		X
Ron Schoenbaum, Esq.	c/o Fishman Stewart PLLC 39533 Woodward Ave., Suite 140 Bloomfield Hills, MI 48304		X
Dr. Sigurd Meldal	c/o Fishman Stewart PLLC 39533 Woodward Ave., Suite 140 Bloomfield Hills, MI 48304	X	
Dr. Andrew Malec	c/o Fishman Stewart PLLC 39533 Woodward Ave., Suite 140 Bloomfield Hills, MI 48304	X	

Micah Bergdale, CEO	Plaintiff's Counsel	X	
Jeffrey Bernstein, CFO	Plaintiff's Counsel	X	
Jennifer Meredith, Esq.	Plaintiff's Counsel		X
Darius Keyhani, Esq.	Plaintiff's Counsel		X

Defendant reserves the right to call any additional witnesses necessitated by any of the Court's pretrial or trial rulings. In addition, Defendant reserves the right to call, either live or by deposition, (i) additional witnesses to provide foundational testimony should Plaintiff contest the authenticity or admissibility of any material proffered at trial; (ii) substitute witnesses for any identified witness whose employment or other relationship with Defendant changes such that the witness is no longer available, able, or willing to testify on Defendant's behalf at trial; (iii) any witness identified by Plaintiff or required to rebut Plaintiff's case; and/or (iv) additional witnesses to respond to issues raised after the submission of this list.

Dated: October 1, 2017

Respectfully submitted,

FISHMAN STEWART PLLC

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Attorneys for Defendant Masabi Ltd.

CERTIFICATE OF SERVICE

This is to certify that all known counsel of record who are deemed to have consented to electronic service are being served with a copy of this document on this the 1st day of October, 2017.

By: /s/ Lisa M. Conner
Lisa M. Conner